

United States Court of Appeals

Eleventh Circuit

56 Forsyth Street, N.W.

Atlanta, Georgia 30303

John Ley

Clerk

October 4, 2011

NOTICE TO ALL COUNSEL OF RECORD:

No. 10-14428 - United States of America v. Charles Levern Hudson

Dear Counsel:

Enclosed is an order entered by the court directing that this case be reheard en banc. Under Eleventh Circuit Rule 35, the effect of granting rehearing en banc is to vacate the previous opinion and judgment of this court and to stay the mandate.

You will be notified by subsequent correspondence of the schedule for filing en banc briefs, the issue(s) which the court wishes the parties to focus on in their briefs, and the page limitations on them. We will communicate with you at a later time regarding report time and time limitations on oral argument should this case be designated for oral argument.

Sincerely,

JOHN LEY, Clerk

By: _____
Joyce T. Pope
Court Sessions Supervisor

Bernardo Lopez (FAX 954-356-7556)
Anne R. Schulta (FAX 305-536-7214)
Lisa A. Hirsch (FAX 305-536-7214)
Clerk, U.S. District Court (SFL - Miami)
Honorable K. Michael Moore

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

No. 10-14428

<p>FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT October 4, 2011 JOHN LEY CLERK</p>
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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

CHARLES LEVERN HUDSON,

Defendant-Appellant.

On Appeal from the United States District Court for the
Southern District of Florida

(Opinion May 11, 2011, 11th Cir. 2011)

(October 4, 2011)

BEFORE: DUBINA, Chief Judge, TJOFLAT, EDMONDSON, CARNES, BARKETT, HULL,
MARCUS, WILSON, PRYOR and MARTIN, Circuit Judges*.

B Y T H E C O U R T:

A member of this court in active service having requested a poll on the petition for rehearing and a majority of the judges in this Court in active service having voted in favor of granting a rehearing en banc,

IT IS ORDERED that the above cause shall be reheard by this Court en banc. The previous panel's opinion is hereby VACATED.

*Senior United States Circuit Judge Peter F. Fay has elected to participate in further proceedings in this matter pursuant to 28 U.S.C. § 46(c).